THE HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION NO. 528 OF 2006

Between:

B.Jayarami Reddy
S/o Yerrama Reddy,
R/o Oteru (v), Tirupati Rural (M),
Chittoor District.

… Petitioner

And:

The Deputy Superintendent of Police
Tirupati, Chittoor District and others

… Respondents

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WRIT PETITION NO. 528 OF 2006

ORAL ORDER :

The writ petition is filed alleging that respondents 1 to 3 are interfering in civil disputes and preventing the petitioner from his possession and enjoyment of land in Sy.Nos. 370, 376 and 377 of Avilala village, Tirupati Rural Mandal, Chittoor District.

Respondent No.3 has filed a counter affidavit on behalf of respondents 1 to 3 asserting that the possession and ownership of land in Sy.No. 370, 376 and 377 of Avilal village is the subject matter of several civil disputes between the petitioner and the 4th respondent and that several cases and counter cases have also been instituted by these parties against each other and as there was apprehension of breach of peace, proceedings u/Sec.145 Cr.P.C. were also initiated and an order passed by the M.R.O. concerned on 21.6.2004, prohibiting and restraining either party from entering into the disputed land. The allegation that at the instance of the 4th respondent the answering respondents are interfering with the petitioner's possession and enjoyment of the land, is clearly, categorically and unequivocally denied.

In the light of the aforesaid denial no case is made out for interference in this writ petition. The writ petition is accordingly dismissed. The petitioner is however at liberty to pursue appropriate remedies before the competent civil court, if he is so desirous.

No order as to costs.

Dt: 17.08.2006 ----------
Pvsn Justice
G.Raghuram